

ASSEMBLY BILL

No. 2812

Introduced by Assembly Member Gordon

February 19, 2016

An act to amend Section 42926 of, and to add Section 42924.5 to, the Public Resources Code, relating to recycling.

LEGISLATIVE COUNSEL'S DIGEST

AB 2812, as introduced, Gordon. Solid waste: recycling: state agencies and large state facilities.

Existing law requires the Department of Resources Recycling and Recovery to develop and adopt requirements relating to adequate areas for collecting, storing, and loading recyclable materials in state buildings. Existing law requires each state agency or large state facility, when entering into a new lease, or renewing an existing lease, to ensure that adequate areas are provided for, and adequate personnel are available to oversee, the collection, storage, and loading of recyclable materials in compliance with those requirements. Existing law defines "large state facility" to include, among other entities, the campuses of the California Community Colleges.

This bill would require the department, on or before July 1, 2017, to adopt requirements for adequate receptacles and staffing for collecting and storing recyclable materials in state buildings and large state facilities. The bill would require a state agency and large state facility, on or before July 1, 2018, consistent with those requirements, to provide receptacles for recyclable materials, provide staff, and establish a collection schedule for collecting recyclable materials. The bill would require, at least once per year, a state agency and large state facility to review the adequacy and condition of receptacles for recyclable material

and of associated signage. Because the bill would impose new duties on community college districts, it would impose a state-mandated local program.

Existing law requires each state agency to submit an annual report to the department summarizing its progress in reducing solid waste, as specified.

This bill would require that report to include a summary of the state agency's compliance with this act.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 42924.5 is added to the Public Resources
- 2 Code, to read:
- 3 42924.5. (a) On or before July 1, 2017, the department shall
- 4 adopt requirements for adequate receptacles and staffing for
- 5 collecting and storing recyclable materials in state buildings and
- 6 large state facilities.
- 7 (b) For purposes of this section, "recyclable materials" shall
- 8 include all paper, plastic, and metal products accepted by the
- 9 applicable city, county, or local agency for recycling.
- 10 (c) On or before July 1, 2018, a state agency and large state
- 11 facility shall, consistent with the requirements adopted by the
- 12 department pursuant to subdivision (a), provide receptacles for
- 13 recyclable materials, provide staff, and establish a collection
- 14 schedule for collecting recyclable materials.
- 15 (d) At least once per year, a state agency and large state facility
- 16 shall review the adequacy and condition of receptacles for
- 17 recyclable material and of associated signage.
- 18 SEC. 2. Section 42926 of the Public Resources Code is
- 19 amended to read:

1 42926. (a) In addition to the information provided to the
2 department pursuant to Section 12167.1 of the Public Contract
3 Code, each state agency shall submit an annual report to the
4 department summarizing its progress in reducing solid waste as
5 required by Section 42921. The annual report shall be due on or
6 before May 1, 2012, ~~and on or before May 1 in each subsequent~~
7 ~~year. 1 of each year.~~ The information in this report shall encompass
8 the previous calendar year.

9 (b) ~~Each~~ A state agency's annual report to the department shall,
10 at a minimum, include all of the following:

11 (1) Calculations of annual disposal reduction.

12 (2) Information on the changes in waste generated or disposed
13 of due to increases or decreases in employees, economics, or other
14 factors.

15 (3) A summary of progress made in implementing the integrated
16 waste management plan.

17 (4) The extent to which the state agency intends to utilize
18 programs or facilities established by the local agency for the
19 handling, diversion, and disposal of solid waste. If the state agency
20 does not intend to utilize those established programs or facilities,
21 the state agency shall identify sufficient disposal capacity for solid
22 waste that is not source reduced, recycled, or composted.

23 (5) *A summary of the state agency's compliance with the*
24 *requirements specified in Section 42924.5.*

25 ~~(5)~~

26 (6) Other information relevant to compliance with Section
27 42921.

28 (c) The department shall use, but is not limited to the use of,
29 the annual report in the determination of whether the agency's
30 integrated waste management plan needs to be revised.

31 (d) For purposes of this section, the meaning of "state agency"
32 does not include a district agricultural association, as defined in
33 Section 3951 of the Food and Agricultural Code.

34 SEC. 3. If the Commission on State Mandates determines that
35 this act contains costs mandated by the state, reimbursement to
36 local agencies and school districts for those costs shall be made
37 pursuant to Part 7 (commencing with Section 17500) of Division
38 4 of Title 2 of the Government Code.

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